13281 U.S.PTO
032304

22856 U.S.PTO
10/806183
032304

REQUEST FORM FOR APPLICATION UNDER 37 CFR 1.53(b)

DOCKET NUMBER: 50203-139
Prior Application:
Art Unit: **3747**
Examiner: **Hoang, Johnny H.**

BOX
FEE
Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a Divisional application under 37 CFR 1.53(b) of pending prior application Serial No. 09/853,872, filed on May 14, 2001, entitled **DEVICE AND METHOD FOR MEASURING ELEMENT TEMPERATURE OF AIR-FUEL RATIO SENSOR, AND DEVICE AND METHOD FOR CONTROLLING HEATER OF AIR FUEL RATIO SENSOR**, by the following named inventors: Hajime HOSOYA, Koji TAKAHASHI, Shigeo OHKUMA.

1. ☒ I hereby state that the enclosed application contains no new matter.

2. Oath or Declaration
 a. ☐ Newly executed (original or copy)
 b. ☒ Copy from a prior application (37 CFR 1.63(d))
 i. ☐ Deletion of inventor(s)
 Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

3. ☒ Incorporation By Reference (useable if Box 2b is checked)
 The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

4. ☒ Preliminary Amendment is enclosed.

5. ☒ An Information Disclosure Statement and PTO1449 Form are submitted herewith.

6. ☒ Cancel claims 11-14, 16 & 26-29.

7. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 6 above:

	NO. OF CLAIMS		EXTRA CLAIMS	RATE	AMOUNT
Total Claims	21	-20	1	$18.00 =	$18.00
Independent Claims	5	-3	2	$86.00 =	$172.00
				Basic Application Fee	$770.00
				If multiple dependent claims are presented, add $0.00	$0.00
				Total Application Fee	$960.00
				Subtract ½ if small entity	$0.00
				TOTAL APPLICATION FEE DUE	$960.00
				AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT NO. 500417	$960.00

7a. ☐ Enclosed is a Verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27.

7b. ☐ A verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27 was filed in prior application and such status is still proper and desired.

8a. ☒ **PLEASE CHARGE DEPOSIT ACCOUNT 500417 in the amount of $$960.00**

8b. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, including any extension of time fees to maintain the pendency of the parent application Serial No. 09/853,872 or credit any overpayment to Deposit Account No. 500417.

9. ☒ Amend the specification by inserting before the first line the sentence:

--This application is a divisional of Application Serial No. 09/853,872 filed May 14, 2001.--

10. ☒ Priority of Application Serial No. 2000-144427 & 2000-197020 filed on May 17 and June 29, 2000 (respectively), in Japan is claimed under 35 USC 119. The certified priority document was filed in Serial No. 09/853,872 on May 14, 2001.

11. ☒ The prior application is assigned of record to

UNISIA JECS CORPORATION
Kanagawa-ken, Japan

12. ☒ The power of attorney in the prior application is to:

McDermott, Will & Emery

13. ☐ Also enclosed:

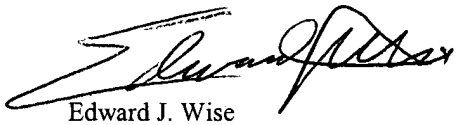
14. ☐ A petition, fee and response has been filed to extend the term in the pending prior application until .

Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

McDermott, Will & Emery
600 13th Street, N.W.
Washington, DC 20005-3096

Respectfully submitted,

MCDERMOTT, WILL & EMERY



Edward J. Wise
Registration No. 34,523

600 13th Street, N.W.
Washington, DC 20005-3096
(202) 756-8000 EJW:prg
Facsimile: (202) 756-8087
Date: March 23, 2004